HOUSE No. 3213

The	Commonwealth of Massachusetts	
	PRESENTED BY:	
	John P. Fresolo	
To the Honorable Senate and House Court assembled:	of Representatives of the Commonwealth of Massachusetts in Gener	ral
The undersigned legislator	and/or citizens respectfully petition for the passage of the accompan	iying:
A	Act establishing a vehicle for hire law	
	□.	
		
	PETITION OF:	
NAME:	DISTRICT/ADDRESS:	
John P. Fresolo	16th Worcester	

HOUSE No. 3213

By Mr. Fresolo of Worcester, a petition (accompanied by bill, House, No. 3213) of John P. Fresolo for legislation to further regulate vehicles for hire. Transportation.

[SIMILAR MATTER FILED IN PREVIOUS SESSION SEE HOUSE, NO. 4685 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act establishing a vehicle for hire law

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

- Notwithstanding any general or special law, rule or regulation to the contrary, the
- 2 General Laws are hereby amended by inserting, after chapter 90 the following chapter:-
- 3 Chapter 90 ½
- Section 1 For the purpose of this chapter, the following words shall have the following meanings:
- 6 livery car service, an unmarked vehicle with a seating capacity not to exceed the
- 7 manufacturer's recommended seating capacity that is operated for hire and used to provide livery
- service, by or on behalf of a named insured, or by an employee of the named insured, and which
- 9 displays a livery registration number plate issued by the registry of motor vehicles. A livery car
- 10 service shall:
- 11 (A) be hired on a prearranged basis only, with a minimum of 12 hour notice;
- (B) not pick-up fares on the street;
- not take on-demand requests for transportation;

- not contain a rate meter, and shall not charge for services based upon miles traveled if the trip is less than 25 miles;
- manage on a prearranged, scheduled business day and return to the vehicle's base of operation (fixed business address) for a continuous period of a least 4 hours in each 24 hour period;
- be managed by the licensed, named insured or a licensed employee of the named insured, who shall be in attendance as a chauffeur;
- be managed from a base of operation, which is a fixed business address that is properly insured and zoned for said business and whose vehicles shall each have two-way telephone or cell phone communications between each driver of a vehicle and the base of operations;
- 24 (H) shall have in each vehicle for hire, at the start of each shift, a pre-completed schedule 25 trip sheet including all of the following information for each vehicle:
- 26 (i). current date including date, month and year;
- 27 (ii). the name of the vehicle's associated company and licensed owner;
- 28 (iii) the name of the vehicle's driver;
- 29 (iv) the vehicle's license number or permit number;
- 30 (v) the time of all prescheduled pick-up of passengers;
- (vi) the name of each passenger and total number of passengers for each prescheduled pick-up;
- (vii) the origin number, street and city of each passenger;
- (viii) the time of all prescheduled drop-off and actual drop-off time of passengers;
- 35 (ix) the name of each passenger and total number of passengers for each prescheduled 36 drop-off,;
- 37 (x) the place of destination, including number, street and city for each passenger; and
- 38 (xi) the form of primary payment method and amount received.
- livery limousine service, an unmarked luxury vehicle with a seating capacity not to exceed the manufacturer's recommended seating capacity, which is operated for hire by or on behalf of the licensed, named insured, or by a licensed employee of said, named insured and is
- 42 operated for hire and used to provide limousine service by or on behalf of the named insured, or

- 43 by an employee of said named insured and displays a livery registration number plate issued by
- 44 the registry of motor vehicles. A livery limousine service shall:
- 45 (A)be hired on a prearranged hourly basis for weddings, funerals, religious ceremonies or
- 46 other social events or functions;(B) be hired on an exclusive, dedicated basis for the duration of
- 47 said event or function, not limited to drop-off and pick-up;
- be managed by the licensed, named insured, or by a licensed employee of the said named
- 49 insured, and who shall be in attendance as a chauffeur, at the beginning, during, and at the
- 50 ending of said function;
- 51 not pick-up hailed fares on street;
- 52 (E) not take on-demand requests of any type for transportation;
- (F) not contain a rate meter, and does not charge for services based upon miles traveled if
- 54 the trip is less than 25 miles;
- (G) be managed on a prearranged, scheduled business day, and returned to the vehicle's
- 56 base of operation for a continuous period of a least 4 hours in each 24 hour period;
- 57 (H) Manages from a base of operation, which is a fixed business address that is properly
- 58 insured and zoned for said business.
- have vehicles which have two-way telephone/cell phone communications between each
- 60 driver of the vehicle and the base of operations,
- have in each said vehicle for hire, at the start of each shift, a pre-completed schedule trip
- 62 sheet including all of the following information for each vehicle:
- 63 (i)current date;
- 64 (ii). name of the vehicle's associated company and licensed owner;
- 65 (iii) the name of the vehicle's driver;
- (iv) theehicle's license number or permit number;
- 67 (v) the time of all prescheduled pick-up of passengers;
- (vi) the name of each passenger and total number of passengers for each prescheduled
- 69 pick-up;
- 70 (vii)the number street and city of origin of each passenger listed;
- 71 the time of all prescheduled drop-off and actual drop-off time of passengers;

72 the name of each passenger and total number of passengers for each prescheduled drop-73 off. 74 the number, street and city of destination of each passenger listed; and. . . 75 the form of primary payment method and amount received. 76 Taxicab, a metered or unmetered motor vehicle with a seating capacity not to exceed 77 manufacturer's recommended seating capacity, displaying on its exterior, permanently painted or 78 decal identification markings, a light, which shall be affixed to the roof of said vehicle, and a taxi 79 registration number plate issued by the registry of motor vehicles, operated for hire by or on 80 behalf of the named insured or by an employee or independent contractor of said named insured; 81 but which does not pickup, transport, or discharge passengers along a route A taxicab shall:be 82 hired on a hailed, on an on-demand or on a prearranged basis and shall: 83 may contain a rate meter and charge for service based upon time and miles traveled, or on 84 a flat rate basis, or on a prearranged billed basis; 85 be managed by the licensed, named insured, a licensed employee, or licensed 86 independent contractor of the named insured, and who is in attendance as the driver of the taxicab; 87 88 manage from a base of operation, which is a fixed business address that is properly insured and zoned for said business: 89 90 have vehicles with each have a two-way radio dispatching or two-way computerized dispatching communications system with said base of operations; 91 92 maintain at the start and end of each shift, way bills including all of the following 93 information for each vehicle: 94 current date by date, month and year; 95 (ii). the name of the vehicle's associated company and/or licensed owner; 96 (iii) the name of the vehicle's driver, 97 the vehicle's license, pPermit, or medallion number; 98 the time of pick-up of passenger(s), 99 the place of origin by number, street and city of each passenger; 100 the place of destination by number, steet and city of each passenger; and . .

the form of primary payment method and amount received.

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102 103	Section 2. Primary payment method shall be by cash, voucher, credit card, check, or prearranged billing including name of billed individual or company.			
104 105 106 107 108 109	hire, any motor vehicle, coach, van, cab or other means of conveyance, without a license to over and operate a taxicab or livery vehicle for hire from the department of telecommunications and energy or the municipality in which the main office is located. In the absence of a local government authority, the police department shall be responsible for all licensing under this			
110 111 112 113 114 115 116 117	for a vehicle for hire, the vehicle for hire must have a license or permit from the local govern authority that corresponds with its main office, which is where said vehicle is owned and operated as a licensed taxi or a licensed livery or limousine. The owner of the vehicle for hire must also insure each licensed vehicle, from the city or town from which its base of operation maintained. Each licensed vehicle must also have the appropriate type and amount of insurar that corresponds to its issued license or permit for the type of business it is licensed, such as a			
118 119 120 121 122	shall be duly established in the particular type of business for which the license has been by the local governing authority, shall operate said vehicle from a base of operation, which is a fixed address that is properly zoned for said business and which the vehicle is properly insured in the			
123 124 125 126	Section 6. No vehicle for hire license shall be issued unless the person owning or in possession of such vehicle for hire shall file with the local governing authority, a written petition, addressed to that local governing authority, in a format prescribed by that local governing authority, and which includes the following information:			
127 128 129	1. The full legal name) of each person who is the owner of the vehicle or the vehicle's applicant. In the event of a name change, a notarized document from the appropriate municipal registry or court shall be submitted reflecting each name change for each person,			
130 131	2.the birthdate and place of birth by, city, state, country, for each vehicle owner or applicant including notarized birth certificates and proof of citizenship or legal			
132	immigration card,			
133	3. The social security number of each person,			
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valid and current, commonwealth driver's license number,

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137	current residences and mailing address for each person,		
138	previous residence and mailing address, if current or any residence is less than 5 years,		
139 140	Two telephone numbers to contact each person, personal and business, if applicable and		
141	The owner and applicant, of said vehicle, shall, in no event, be less than 18 years of age.		
142	Section 7. The said petition shall also state the following:		
143 144	The year, make, model, and type of the vehicle, the vehicle identification number and the purpose of each vehicle for hire that is being petitioned by said owner and applicant,		
145	The state registration number of said vehicle,		
146 147 148	numbers of each corporate office shall also be provided, along with a copy of its articles of		
149 150	Section 8. Vehicle for hire license shall be renewable on an annual basis, with each license expiring on a date approved and assigned by the local governing authority of said vehicle		
151 152 153 154 155	any one time in the local governing area, shall not exceed the quantity which was preestablished by that local governing authority. The total number of taxi vehicles allowed to be licensed, at any one time, in said local governing area, shall be the quantity established by that		
156 157	Section 10. No vehicle for hire license shall be sold, transferred or assigned without the consent of said vehicle's local governing authority.		
158 159 160 161 162 163 164 165	Section 11. Any license required by this section shall only be issued after the applicant has acquired a policy of insurance and has delivered a copy of it to the local governing authority, issued by an insurance company authorized to transact business specified in sub-division (b) of section 47 of chapter 175 of the General Laws, and conforming to the provisions of sections 112 and 113 of chapter 175, nor until the applicant has also delivered to the local governing authority, a certificate of the insurance from the insurance company issuing the policy showing that the policy shall not be cancelled or in any manner, amended, changed, or altered, without giving said local governing authority, 5 business days written notice, and upon receiving written		
166	approval from said local governing authority, thereof.		

167 Section 12. Every vehicle for hire owner shall be licensed as such, and shall, at all times, carry liability insurance which provides indemnity for or protection to the insured, and any 168 person responsible for the operation of the insured's vehicle with the insured's express or implied consent, against loss by reason of the liability to pay damages to others for bodily 171 injuries, including death at any time resulting therefrom, sustained during the term of the policy by any person, other than employees of the insured, or, of such other person responsible as aforesaid, who are entitled to payments for benefits under the provisions of chapter.152, and arising out of the ownership, operation, maintenance, control or use upon the ways of the commonwealth of such vehicle, to the amount andr limit, as set forth by the on account of injury 176 to or death of any one person, and, subject to such limits as respects injury to or death of any one person, of the amount and limit, on account of any one accident resulting in injury or death of 177 more than one person. In addition, the owner shall carry a property damage policy in the amount 179 set forth by the commonwealth.

Section 13. The local governing authority may accept from the insurance company, a statement in writing, on a temporary basis, for a term that is not to exceed 30 calendar days from the date of issuance of said written statement, certifying that a policy of insurance is to be issued to the applicant and identifying the vehicles insured in lieu of the certificate of insurance. Following said 30 day temporary period, the certificate of insurance shall be received by the local governing authority and include in its body, whether the vehicle is being insured as a taxicab, livery, or limousine. The certificate of insurance shall be filed with the local governing authority immediately following preparation and issuance of the policy of insurance and also include the notice of cancellation of insurance to the local governing authority as specified in this chapter.

Section 14. Any licensed vehicle for hire whose insurance has been terminated, cancelled or expired, shall cease to operate said vehicle until the insurance has been properly renewed, reinstated, or reissued by the insurance company for said vehicle as required by these Articles, covering the vehicle licensed.

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Section 15. Each and every holder of a license issued pursuant to this chapter, shall be responsible for ensuring that each of said licensee's vehicles is maintained and operated in full compliance with this chapter. Owners shall not allow operation of any vehicle that is unsafe for passenger service.

Section 16. Each holder of a vehicle for hire license issued pursuant to this chapter, shall personally, or by an agent, inspect, repair and clean the interior and exterior of such vehicle on each day that the vehicle is operated. Such inspection shall be for the purposes of ascertaining vehicle compliance with these articles.

Section 17. Each holder of a vehicle license issued pursuant this chapter, shall instruct each licensed operator in the recording and maintenance of a daily log for each vehicle. Such

- licensee must verify that the daily log has been properly prepared and accept the daily log for filing at the end of each day. The daily logs shall be retained for a period of not less than 4
- 206 years. Such logs shall, upon request, be open to inspection by the local governing authority and
- local chief of police or any police officer designated by the chief of police).
- Section 18. Each holder of an owner license issued pursuant this chapter shall be responsible for training and supervising each and every driver operating any of said licensee's
- 210 vehicles. Such training shall include but not be limited to the use of two-way radio dispatch,
- 211 two-way computerized dispatch for taxicabs, or cellular or landline telephones for
- 212 liveries/limousines, preparation of a daily logs, and proper vehicle operation.
- Section 19. No persons owning or in possession of a vehicle for hire licensed under this
- 214 chapter, shall authorize, permit or allow such licensed vehicle to be operated by any person
- 215 except a licensed public vehicle for hire operator; nor shall any person drive or have charge of
- any such licensed vehicle except a person licensed under this chapter to operate such vehicles.
- 217 Except in cases of emergency or training, no person other than a fare-paying passenger, and only
- 218 when the back seat is filled with passengers, shall ride with or accompany any vehicle for hire
- 219 operator in the front seat of any licensed vehicle for hire.
- Section 20. Each and every holder of a license issued pursuant to this chapter shall be
- 221 responsible for verifying as to each and every driver, operating any of said licensee's vehicles
- 222 eligibility for employment in the United States as per Title 8, USC, § 1324A.
- Section 21..Each and every holder of a license issued pursuant to this chapter, shall be
- 224 required to inform each and every driver operating any of said licensee's vehicles, as to the
- 225 standards for dress and appearance.
- Section 22 A driver shall be refused work by the holder of a license issued pursuant this
- 227 chapter, if in the opinion of the licensee, the driver is in an intoxicated or otherwise unstable
- 228 state.
- Section 23. Each licensed driver of a licensed vehicle for hire issued pursuant to this
- 230 chapter, shall ensure that the local police department, the registry of motor vehicles and said
- 231 vehicle's insurance company, are each notified in writing, of any motor vehicle accident
- 232 involving any of said licensee's vehicles for hire drivers, by filing an authorized RMV
- 233 Automobile Accident Report form, within 5 business days from the date of such accident. The
- 234 licensed driver shall also immediately notify the owner and the company of the licensed vehicle,
- 235 before the driver leaves the scene of the accident, and provide the following:
- 236 (1) All and any personal injury information of all parties and all and any property
- 237 damage information,

238 239	(2) Names, addresses, telephone numbers, drivers license numbers and Issuing State, of other			
240	Driver's vehicles that were involved in the accident,			
241 242	(3) Names, addresses, telephone numbers, of all passengers in all vehicles involved in accident,			
243 244	(4) Insurance company and policy number of other driver's vehicles involved in accident,			
245	(5) Year, make, model, type and color of other driver's vehicles involved in accident,			
246 247 248 249	registration certificate to the local governing authority and police department, which shall make a copy of the same. After being approved and properly recorded by said local governing authority			
250 251 252 253	Section 25. Each holder of a license issued as a vehicle for hire, pursuant this Law, shall not transport any child under 5 years of age or under 40 pounds, without providing the passenger, a child passenger safety seat for the transportation said child, in accordance with section 7AA of chapter 90.			
254 255 256	Section 26. Failure to comply with the provisions of, chapter 13, regarding vehicles for hire, may result in the immediate suspension or revocation of any vehicle license issued, and/or fines, as pursuant to this chapter.			
257 258 259 260	Section 27. A licensed livery vehicle shall bear no external markings of any type, unless otherwise determined by the local governing authority. Nor shall such a vehicle be equipped with any distinguishing lights or other externally mounted instruments so as to distinguish it from any private passenger vehicle.			
261 262 263 264 265 266 267	Section 28. The local governing authority, the chief of police, or his designee, may at any time, order a random compliance check of any vehicle for hire's owner, driver, business or vehicle, which was licensed in the commonwealth. Said compliance checks shall not limit the local governing authority or the police officer's ability to stop any vehicle for hire, at any time, for any reasonable suspicion of violations of any statutes, or this chapter. Said compliance checks may include an audit of any vehicle for hire's license, registration, insurance policy, daily logs, vehicle safety, its company's insurance policy, and the driver's licenses.			
268 269 270 271	Section 29. If a random vehicle compliance inspection reveals a licensed vehicle to be unsafe for transportation, the vehicle license shall be suspended upon written notice to the licensee of said vehicle's inspection findings. The vehicle shall be immediately removed from service and shall remain out of service until the defect has been corrected and an authorized			

272 representative of the police department has re-inspected and approved said vehicle to be fit for 273 service.

274 Section 30. No taxicab shall operate without permanent decals or painted markings, 275 which specify that taxicab's license number, its trade or business name, its company's contact 276 telephone number, and the name of the city or town in which said vehicle is licensed and insured. In accordance with section 22 of chapter 40, the taxicab's trade or business name, the 278 taxicab's license number, its telephone number and the said name of the city or town, shall all 279 have permanent decals or be painted in letters not less than 4 inches high and ½ inch wide. The 280 vehicle for hire taxicab shall display on its exterior, its trade's business name, its telephone 281 number, and the said name of the city or town, in which it was licensed and insured, which shall 282 be permanently decaled or painted in the same distinctive color as all other licensed vehicle for 283 hire that are in the same company. The taxicab's license number, its trade or business name, its 284 company's contact telephone number, and the name of the city or town in which said vehicle is licensed and insured. shall be permanently decaled or painted in a contrasting color from the 286 vehicle's body color. The placement of the permanently decaled or painted trade or business name, the taxicab's license number, telephone number, and said city or town, shall be placed on both the left and right side each taxicab, as set forth by its local governing authority.

Removable or magnetic decals are expressly forbidden.

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Section 31. No advertising may appear on a taxicab without prior authorization for the 291 local governing authority No other business information may appear on a taxicab except for the hours of daily operation a designation of handicap-accessible (only if applicable, acceptance of credit cards, availability of customer cellular telephone, no smoking, and air conditioning.

Section 32. A licensee shall not permanently decal, paint, or otherwise mark a licensed 295 vehicle for hire or taxicab to resemble a licensed taxicab operated by another licensed taxicab company. However, all licensed taxicabs operated by the same taxicab company, shall be painted with identical colors and markings, distinguishable from other licensed taxicab companies.

Section 33. Every taxicab shall be equipped with a two-way radio dispatch or a two-way computerized dispatch communications system. Said dispatch communications systems, shall be used to receive and dispatch fares from its said properly zoned base of operations, pursuant to the communications requirements set forth in this chapter.

Section 34. Unless local governing authority rules differently, every taxicab shall be equipped with a tested, approved, and sealed, fare meter, in accordance with the rules and regulations set forth by the commonwealth or said vehicle's local governing authority.

306 Section 35. Every taxicab shall be equipped with a light attached to the roof of said 307 vehicle and must be clearly visible from the front of said vehicle. The taxicab's roof light shall 308 be illuminated during the same time as said vehicle's headlights. 309 Section 36. Each properly licensed and insured vehicle for hire, shall carry the following 310 items: 311 Registration card of said vehicle for hire, 312 Pre-schedule trip sheetsfor livery or way bills for taxi), and 313 Blank receipt forms 314 . Every vehicle for hire shall have displayed, a visible driver identification, which includes the following: 315 The first and last name and colored photo of the driver and his license, permit, or hackney 316 317 number 318 Section 38. Each licensed vehicle for hire, shall be maintained at all times in compliance 319 with the requirements set forth in the 540 CMR 4.04 and the local governing authority. 320 Section 39. Every vehicle for hire liveryor limousine, licensed for operation, and having a 321 license or permit, shall display said license or permit on the exterior and/or interior of said vehicle, as designated by the local governing authority. 323 Section 40. All vehicles for hire taxicabs, licensed for operation, and having a medallion or permit, shall display said medallion or permit on the exterior and/or interior of said vehicle, as 324 designated by the local governing authority. 325 326 Section 41. Each driver of avehicle for hire licensed pursuant to this chapter, shall at all times, operate it in accordance with the laws of the cCommonwealth and the ordinances and regulations of the licensed vehicles' local governing authority. A driver shall not knowingly 328 give direction, information or transportation to a person seeking a place or person for illegal purposes including, but not limited to, the purchase or acquisition of controlled substances within the meaning of chapter 94C. 332 Section 42. No driver shall, while on duty, take or be under the influence of or consume any alcoholic beverages. No driver shall, whether on or off duty, purchase, sell, use or possess any controlled substance as defined by chapter 94C. 334 335 Section 43. No driver shall, while on duty, take or be under the influence of any 336 prescription drug, which may impair the driver's ability to operate said vehicle safely.

337 338	Section 44. A driver shall not knowingly operate a taxicab or livery that is unsafe for passenger service.			
339 340 341 342	otherwise, transport passengers via the most direct route to the passenger's specified destination. The driver shall always obtain permission from the passenger to transport said passenger via any			
343 344 345 346	transportation to any person except for any of the reasons set forth in subparagraphs (1) through (5) and as otherwise provided in this chapter and the ordinances and regulations set forth by the			
347 348 349 350	person is under the influence of alcohol or drugs unless said driver is directed to transport said person by a police officer, after securing identification of said person and having ascertained			
351 352				
353	When a person is unconscious or deceased and placed in the vehicle by others,			
354	When to do so would constitute assisting in a crime,			
355	When a passenger is unduly discourteous to the driver or emits an offending odor			
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358 359 360 361	Section 47. No person other than the licensed driver of a licensed vehicle for hire, shall ride or sit in the front seat of said vehicle unless the rear seat is fully occupied by passengers. This provision shall not apply to passengers who must sit in the front seat for physical or health reasons, or for an authorized trainee having been licensed by the local governing authority.			
362 363	Section 48. At his discretion, a driver may accept or refuse a call when a person is escorting an animal, except if:			
364 365	The animal is properly and adequately secured in a kennel case or other suitable container which would not cause danger to the taxi driver and the interior of the taxicab, or;			
366 367 368	The person is blind, deaf or otherwise disabled and is accompanied by a properly harnessed muzzled guide dog. No charge shall be made for transporting an animal if accompanied by such passenger;			

369 370 371 372 373 374	licensing and must have on their person, while on-duty transporting fares, a written approval to drive without accepting animals, from the Local Governing Authority. All existing, licensed drivers who have allergies or fears of animals, shall have 30 calendars days, pursuant to the enactment of these Articles, to declare such position and to obtain written approval to drive			
375 376 377 378 379	folds up. Said person must be able to get into and out of the taxicab without assistance from the driver. Once said person is in the taxicab, the driver, without extra charge, shall fold up the wheelchair and place it in the trunk or in the rear of the taxicab, as well as remove it, for said			
380 381 382 383	pipes while transporting passengers. Drivers of licensed vehicles for hire displaying a "No Smoking" sign shall not be required to transport a passenger who insists on smoking a cigar,			
384 385 386	passenger. Such receipt shall detail the date, time, point of origin and destination as well as the			
387 388				
389 390	Current Date bymonth, date, and yearTaxicab's license number, oOperator's name, and date and time of last vehicle inspection,			
391	Pick-up place of origin by number, street and city of each, passenger			
392	Place of destination by number, street and city of each passenger,			
393	Total amount of said fare, and whether it was a metered or flat rate fare, and the			
394	Form of Payment			
395 396 397 398	Section 53. All livery car service drivers must have in each vehicle for hire, at the start of each shift, a pre-completed schedule trip sheet which must have documented, every prearranged fare scheduled for that day, from point of origin to point of destination and shall also include all of the following information:			
399	a.	Current date by date, month and year		
400	b.	Name of said vehicle's associated company and licensed owner,		

401 c Name of said vehicle's licensed driver. 402 d. Vehicle's license number or permit number. 403 Time of prescheduled pick-up of each fare, 404 Name and contact telephone number, of each prescheduled fare to pick-up and drop-off, 405 Place of origin, by number. street and city of each fare, 406 Time of prescheduled and actual drop-off of each fare, 407 Destination by number, street and city of each fare, 408 Total number of passengers for each pick-up and drop-off, and . . . 409 Form of primary payment method and amount paid. 410 At the end of every shift, the driver shall submit the daily log to the owner and/or company of said licensed vehicle, for filing and storage for a minimum of 4 years. 411 412 Section 54 All livery limousine drivers must have in each vehicle for hire, at the start of each shift, a pre-completed schedule trip sheet which must have documented, every prearranged 413 fare scheduled for that day, from point of origin to point of destination and shall also include all of the following information: 415 416 Current date by date, month and year), 417 b. Name of said licensed insured vehicle's associated company and licensed owner, 418 Name of licensed vehicle's licensed driver, c. 419 d. Vehicle's license number or permit number, 420 Time of prescheduled pick-up of each fare, 421 Wait time of each prescheduled event 422 Name and contact telephone number of each prescheduled fare to pick-up and drop-off, 423 Place of origin by number, street and city of each fare, 424 Time of prescheduled and actual drop-off of each fare 425 Place of destination by number, street and city of each fare, 426 Total number of passengers for each pick-up and drop-off, and . . . 427 Form of primary payment method and amount received,

428 At the end of every shift, the driver shall submit the daily log to the owner and/or 429 company of said licensed vehicle, for filing and storage for a minimum of 4 years. 430 Section 55. A licensed taxicab driver may accept a hailed fare while driving through any 431 public, private street or place. 432 Section 56. A licensed taxicab driver may accept an on-demand fare, or a prearranged 433 fare, from dispatch and/or cellular phones. 434 Section 57. No more than one vehicle for hire, for each dwelling unit on a lot, is 435 permitted to be parked or garaged in a residential zone. 436 Section 58. When picking up passengers, vehicle for hire drivers shall refrain from 437 excessive usage of their vehicle's horn. 438 Section 59. A licensed livery driver shall not accept a hailed fare while driving through any public, private street, or place. 439 440 Section 60. A licensed livery driver shall not accept an on-demand fare of any kind. Said 441 licensed livery driver shall only pick-up fares that have been prearranged, for a minimum of 12 hours in advance of pick-up. 443 Section 61. No more than one vehicle for hire, for each dwelling unit on a lot, is permitted to be parked or garaged in a residential zone. 444 445 Section 62. When picking up passengers, vehicle for hire drivers shall refrain from 446 excessive usage of their vehicle's horn. 447 Section 63. A licensed livery shall only pick-up fares that have been prescheduled for a minimum 12 hours in advance of said pick-up 448 449 -Section 64. The rates to be charged for a conveyance of a passenger in a taxicab within its municipality, shall be set by the local governing authority. 450 451 Section 65. The rates to be charged for any prearranged conveyance of a passenger in a 452 livery/limousine, shall not be based upon miles traveled, if the trip is less than 25miles. 453 All fees charged to passengers, shall be agreed upon, in advance of said prearranged trip. 454 Section 66. 455 First Offense: 456 Any livery vehicle for hire, found to be operating illegally as a taxicab, shall result in the issuance of a non-criminal disposition fine of not less than \$5000, payable, in-full, to the local 457

police department or the local governing authority, and the immediate suspension of said

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459 vehicle's license or permit to operate, for a period not less than 30 calendar days. All fines must be payable, in-full, and shall become the property of said local governmental agency of police 461 department, prior to the reinstatement of said vehicle for hire's license or permit to operate.

Second Offense:

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Any livery vehicle for hire, found to be operating illegally as a taxicab, for a second 464 offense, shall result in the issuance of a criminal disposition fine of not less than \$5000, payable, in-full, to the local police department or local governing authority, and the immediate suspension of said vehicle's license or permit to operate, for a period not less than 90 calendar days. All fines must be payable, in-full to, and shall become the property of said local governing authority or police department, prior to the reinstatement of said vehicle for hire's license or permit to operate.

Third Offense:

471 Any livery vehicle for hire, found to be operating illegally as a taxicab, for a third time, shall result in the issuance of a criminal complaint, and an immediate fine of not less than \$5000. 472 which shall be payable, in-full to, and become the property of the local police dDepartment or the local governing authority, and shall result in the immediate revocation of said vehicle's license or permit to operate, and the immediate impounding and sale of said vehicle and its entire 476 contents, at a public auction, by the local police department or local governing authority. All proceeds of the sale of said vehicle and its entire contents, shall be payable, in full and the property of the local police department or local governing authority. All fees, legal and 478 479 otherwise, taxes and any other costs associated with the impounding and sale of said vehicle and 480 its entire contents, shall be the sole responsibility of said vehicle's licensed owner and must be 481 payable in-full, and shall become the property of the local governing authority. In addition, all 482 and any outstanding liens, encumbrances and/or fines, upon said vehicle, shall remain the sole 483 responsibility of said vehicle's licensed owner.

Any owner of said livery for hire, found guilty of a third offense, shall not own a livery for hire license, nor operate any livery for hire, for a period of not less than 2 years from the date of revocation of said vehicle's license or permit to operate.

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Section 67. Any vehicle, found to be operating illegally as a taxicab, at any time, shall result in the immediate issuance of a criminal complaint, and an immediate fine of \$5000, which shall be payable, in-full, and become the property of the local police department or local governing authority, and shall result in the immediate revocation of said vehicle's registration to 492 operate, and the immediate impounding and sale of said vehicle and its entire contents, at a public auction, by the local police department or local governing authority. All proceeds of the sale of said vehicle and its entire contents, shall be payable, in full and the property of the local

495 police department or local governing authority. All fees, legal and otherwise, taxes and any 496 other costs associated with the impounding and sale of said vehicle and its entire contents, shall be the sole responsibility of said vehicle's registered owner and must be payable in-full, and the property of the local governing authority. In addition, all and any outstanding liens, 499 encumbrances and/or fines, upon said vehicle, shall remain the sole responsibility of said vehicle's registered owner.

(1) First Offense: Section 68.

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Any taxicab driver, found to be operating a taxicab illegally in any other town or city other than where said taxicab is licensed as a taxicab, by picking up hails, or passengers on any public or private way or at any public or private establishment or residence, without previously being schedule or pre arranged, shall result in the issuance of a non-criminal disposition fine of 506 not less than \$5000, payable, in-full, to the local police department or local governing authority, and the immediate suspension of said vehicle's license or permit and drivers hackney license to 507 508 operate, for a period not less than 30 calendar days. All fines must be payable, in-full, and shall become the property of said local agencies, prior to the reinstatement of said vehicle for hire's license or permit, and drivers hackney license to operate.

(2) Second Offense:

512 Any taxicab driver, found to be operating a taxicab illegally, in any other town or city 513 other than where said taxicab is licensed as a taxicab, by picking up hails, or passengers on any public or private way or at any public or private establishment or residence, without previously 514 being schedule or pre arranged, for a second offense, shall result in the issuance of a non-515 516 criminal disposition fine of not less than \$5000, payable, in-full, to the local police department or 517 local governing authority, and the immediate suspension of said vehicle's license or permit, and 518 driver's hackney license to operate, for a period not less than 90 calendar days. All fines must be payable, in-full to, and the property of said local agencies, prior to the reinstatement of said vehicle for hire's license or permit, and driver's hackney license to operate. 520

(3) Third Offense:

Any taxicab driver, found to be operating a taxicab illegally, in any other town or city other than where said taxicab is licensed as a taxicab, by picking up hails, or passengers on any public or private way or at any public or private establishment or residence, without previously being schedule or pre arranged, for a third time, shall result in the issuance of a criminal complaint, and an immediate fine of not less than \$5000, which shall be payable, in-full to, and become the property of the local police department or local governing authority, and shall result in the immediate revocation of said vehicle's license or permit, and driver's hackney license to operate, and the immediate impounding and sale of said vehicle and its entire contents, at a public auction, by the local police department or local governing authority. All proceeds of the sale of said vehicle and its entire contents, shall be payable, in full and shall become the property of the local police department or local governing authority. All fees, legal and otherwise, taxes and any other costs associated with the impounding and sale of said vehicle and its entire contents, shall be the sole responsibility of said vehicle's licensed owner and must be payable infull, and the property of the local governing authority. In addition, all and any outstanding liens, encumbrances and/or fines, upon said vehicle, shall remain the sole responsibility of said vehicle's licensed owner..

Section 69. Any violations of this chapter, other than the specific violations specified in sections 66 through 68, may result in the issuance of a non-criminal disposition fine of %500and shall be payable, in full, to the local police department or local governing authority.

in any other town or city other than where said taxicab is licensed as a taxicab, by picking up hails, or passengers on any public or private way or at any public or private establishment or residence, without previously being schedule or pre arranged, shall result in the issuance of a non-criminal disposition fine of not less than \$5000.